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24 ATTORNEYS FOR ALL PLAINTIFFS

25 UNITED STATES DISTRICT COURT

26 NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO/OAKLAND  
27 DIVISION

28 JANE ROE, an individual; MARY ROE,  
an individual; SUSAN ROE, an  
individual; JOHN ROE, an individual;  
BARBARA ROE, an individual;  
PHOENIX HOTEL SF, LLC, a  
California limited liability company;  
FUNKY FUN, LLC, a California limited  
liability company; and 2930 EL  
CAMINO, LLC, a California limited  
liability company,

Plaintiffs,

v.

CITY AND COUNTY OF SAN  
FRANCISCO, a California public entity,

Defendants.

Case No. 4:24-cv-01562-JST

STIPULATION AND [PROPOSED]  
ORDER RE BRIEFING SCHEDULE  
FOR DEFENDANT'S MOTION TO  
DISMISS

ASSIGNED FOR ALL PURPOSES  
TO THE HONORABLE DISTRICT  
JUDGE JON S. TIGAR,  
COURTROOM 6

Action Filed: 03/14/2024  
Trial Date: Unassigned

1 WHEREAS, Defendant and Plaintiffs, through their counsel of record, enter into  
2 the following stipulation regarding the briefing schedule for Defendant's Motion to  
3 Dismiss (ECF No. 35, "Motion").

## STIPULATION

5 WHEREAS, on May 3, 2024, Defendant filed the Motion;

6 WHEREAS, on May 6, 2024, the Court set the Motion for hearing on July 18,  
7 2024 at 2 p.m., Plaintiffs' opposition briefing filing deadline on May 17, 2024, and  
8 Defendant's reply briefing deadline on May 24, 2024;

9 WHEREAS, Plaintiffs seek additional time beyond the 14 days provided in the  
10 Court's local rules to respond to the Motion, and the parties have met and conferred  
11 on Plaintiffs' request for additional time;

12 THEREFORE, IT IS HEREBY AGREED AND STIPULATED, subject to the  
13 Court's approval, that: Plaintiffs' Opposition or Statement of Non-Opposition to the  
14 Motion must be filed on or before May 24, 2024; and Defendant's Reply in support of  
15 the Motion must be filed on or before May 31, 2024.

16 IT IS SO STIPULATED.

18 | Dated: May 14, 2024

WALKUP, MELODIA, KELLY & SCHOENBERGER  
KLINE & SPECTER P.C.

By: /S/ Ashcon Minoiefar

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1 Dated: May 14, 2024

CITY AND COUNTY OF SAN FRANCISCO

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4 By: /S/ Thomas S. Lakritz

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16 CITY AND COUNTY OF SAN FRANCISCO

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## [PROPOSED] ORDER

2 Pursuant to the stipulation of the parties and good cause appearing, the  
3 Stipulation and Proposed Order is GRANTED as follows:

4           1. Plaintiffs' Opposition or Statement of Non-Opposition to Defendant's  
5 Motion to Dismiss (ECF No. 35) must be filed on or before May 24, 2024; and

6           2.     Defendant's Reply in support of Defendant's Motion must be filed on or  
7 before May 31, 2024.

8 IT IS SO ORDERED.

0 Date: \_\_\_\_\_

**HONORABLE JON S. TIGAR**  
United States District Judge

1 **PROOF OF SERVICE**

2 **Jane Roe, et al. v. City and County of San Francisco, et al.**  
3 **USDC-Northern California Case No. 4:24-cv-01562-JST**

4 At the time of service, I was over 18 years of age and not a party to this action.  
5 I am employed in the county where the mailing took place. My business address is  
6 650 California Street, 26th Floor, City and County of San Francisco, CA 94108-2615.

7 On the date set forth below, I caused to be served true copies of the following  
8 document(s) described as

9 **STIPULATION AND [PROPOSED] ORDER RE BRIEFING SCHEDULE FOR**  
10 **DEFENDANT'S MOTION TO DISMISS**

11 to:

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**BY CM/ECF NOTICE OF ELECTRONIC FILING:** I electronically filed the document(s) with the Clerk of the Court by using the CM/ECF system. Participants in the case who are registered CM/ECF users will be served by the CM/ECF system. Participants in the case who are not registered CM/ECF users will be served by mail or by other means permitted by the court rules.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct and that I am employed in the office of a member of the bar of this Court at whose direction the service was made.

Executed on May 14, 2024, at San Francisco, California.



Kirsten Benzien